



U.S. Department
of Transportation
**Research and
Special Programs
Administration**

400 Seventh Street, S.W.
Washington, D.C. 20590

SEP 19 2002

Mr. Christian Baierl
Department of Dangerous Goods and
Explosives,
BMW Group
Petuelring 130
80788 Munich, Germany

Ref. No. 02-0196

Dear Mr. Baierl:

This is in response to your July 24, 2002 letter regarding the emergency response information requirements. Specifically, you ask if the emergency response telephone number that you have provided will meet the requirements contained in § 172.604 of the Hazardous Materials Regulations (HMR; 49 CFR Parts 171-180).

Provided your emergency response telephone number "+1-352-323-3500" is operative and meets the requirements of § 172.604 it will be authorized under the HMR. You must ensure that the number: 1) is monitored at all times the hazardous material is in transportation by a person who is either knowledgeable of characteristics of the hazardous material and has comprehensive emergency response information, or has immediate access to person who possesses such knowledge (§ 172.604(a)(1)-(2)); 2) includes all necessary area codes or international access codes needed to complete the call from within United States (§ 172.604(a)); 3) is entered on the shipping paper immediately following the description of the hazardous material to which it applies, or if it applies to all hazardous materials on the shipping paper in a visible location with an indication that the number is for emergency response information (§ 172.604(a)(3)(i)-(ii)).

Also, the emergency response telephone number required by § 172.604(a) must be the number of the person offering the hazardous material for transportation or the number of an agency



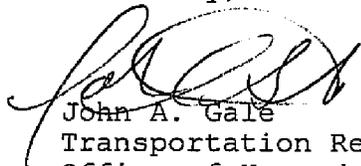
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172.604

or organization capable of, and accepting responsibility for, providing the detailed information concerning the hazardous material (§ 172.604(b)).

I hope this satisfies your request.

Sincerely,

A handwritten signature in cursive script, appearing to read "John A. Gale", is written over the typed name.

John A. Gale
Transportation Regulations Specialist
Office of Hazardous Materials Standards

BMW Group

Mr Edward T. Mazullo
Director, Office of Hazardous Material Standards
U.S. DOT/RSPA (DHM-10)
400 7th Street S.W.
Washington, D.C. 20590-0001
USA

Your reference
Your message dated
Department/From TI-7 / Christian Baierl
Telephone 01149-89-382-34264
Fax 01149-89-382-7034264
E-mail christian.baierl@bmw.de
Date 13-August-2002
Subject: **Emergency Response Telephone Number
(49CFR § 172.604 / Exception US-12 of the ICAO-TI**

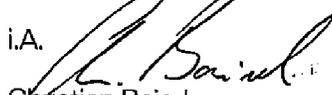
Dear Mr Mazullo,

First thanks a lot for the quick answer from our e-mail inquiry. We treat the regulations and instructions according dangerous goods with great care. We want to comply in any case with the defaults and regulations.

We are relieved to hear that placing "Emergency Contact: +1-352-323-3500" on the shipping paper would meet a portion of the requirements.

To avoid misapprehensions of the mentioned regulations and to stop discussions with carrier we would kindly ask you to confirm the statement in a formal advice.

Yours sincerely
Bayerische Motoren Werke Aktiengesellschaft

i.A.

Christian Baierl

Return address:
BMW Group
Christian Baierl
80788 Munich - Germany

Company
Bayerische
Motoren Werke
Aktiengesellschaft

Postal address
BMW AG
80788 München

Office address
BMW Haus
Petuelring 130

Office address
Forschungs- und
Innovationszentrum (FIZ)
Kronstraße 147

Telephone
+49(0)89-382-0

Fax
+49(0)89-382-25858

Telex
52869-0 bmw d

Internet
www.bmwgroup.com

Bank details
Deutsche Bundesbank
München 7007385
BLZ 70000000

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Registered in Germany
München HRB 42243

Betref: RE: Information Center Comments/Questions

Datum: Thu, 18 Jul 2002 14:55:06 -0400

Von: Infocntr@RSPA.DOT.GOV

An: Christian.Baierl@bmw.de

Dear Christian,

Thank you for your inquiry. Placing "Emergency Contact: +1-352-323-3500" on your shipping paper would meet a portion of the requirements contained in § 172.604. You must ensure that the number is in a clearly visible location and that it applies to each hazardous material entered on the shipping paper (§ 172.604(a)(3)(ii)). Also, you must ensure that all of the other requirements contained in § 172.604 are met.

If you require further assistance, our Hazardous Materials Information Center is staffed with regulatory specialists who can quickly answer your questions by phone. Please do not hesitate to call, as the Information Center is open Monday through Friday, 9 am - 5 pm E.S.T. at (800) 467-4922 or (202) 366-4488.

Sincerely,
Ben Supko, Hazardous Materials Specialist

An e-mail response from this office is considered informal guidance. Formal guidance may be requested in accordance with 49 CFR 107.14(b).
<http://hazmat.dot.gov/infocent.htm>

-----Original Message-----

From: christian.baierl@bmw.de [mailto:christian.baierl@bmw.de]
Sent: Thursday, July 18, 2002 10:54 AM
To: infocntr@rspa.dot.gov
Subject: Information Center Comments/Questions

Below is the result of your feedback form. It was submitted by Mr. Christian Baierl (christian.baierl@bmw.de) on Thursday, July 18, 2002 at 10:53:36.

Email: christian.baierl@bmw.de

Name: Mr. Christian Baierl

Category: Emergency Response Information (Sections 172.1 - 172.807)

Organization: BMW Group, Dept. Dangerous Goods and Explosives

Street: Petuelring 130

City: Munich

Zip Code: 80634

Country: Germany

Phone: +49-89-382-34264

Fax: +49-89-382-7034264

Comments: Dear Mr. Mazzullo,
we would be conform to the 49 CFR § 172.604 and US-12 of the ICAO-TI subject emergency response telephone number.

To comply with the legal requirements we have a contract with Infotrac, Leesburg, Florida (www.infotrac.net).

Do we accord to the regulations when we print the emergency phone number of this company on the shipping papers as follows:

Emergency Contact:

+1-352-323-3500

We would appreciate your answer as soon as possible, because of an
airfreight.

Best Regards

Christian Baierl

BMW Group, Dangerous Goods and Explosives